

FIRST REGULAR SESSION

HOUSE BILL NO. 1322

102ND GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE WINDHAM.

1544H.011

DANA RADEMAN MILLER, Chief Clerk

AN ACT

To repeal sections 172.030, 172.035, 174.050, 174.055, 174.060, 174.300, 174.332, 174.450, 174.453, 174.610, 174.620, 175.020, and 175.021, RSMo, and to enact in lieu thereof thirteen new sections relating to student representatives of public institutions of higher education.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Sections 172.030, 172.035, 174.050, 174.055, 174.060, 174.300, 174.332, 174.450, 174.453, 174.610, 174.620, 175.020, and 175.021, RSMo, are repealed and thirteen new sections enacted in lieu thereof, to be known as sections 172.030, 172.035, 174.050, 174.055, 174.060, 174.300, 174.332, 174.450, 174.453, 174.610, 174.620, 175.020, and 175.021, to read as follows:

172.030. **1.** The board of curators of the University of the state of Missouri shall ~~hereafter~~ consist of nine members, who shall be appointed by the governor, by and with the advice and consent of the senate; provided, that at least one but no more than two shall be appointed upon ~~said~~ **the** board from each congressional district, and no person shall be appointed a curator who ~~shall~~ **is** not ~~be~~ a citizen of the United States, and who ~~shall~~ **has** not ~~have~~ been a resident of the state of Missouri two years next prior to ~~his~~ **the person's** appointment. ~~Not~~ **No** more than five curators shall belong to any one political party. ~~Notwithstanding any provision of law to the contrary, nothing in this section relating to a change in the composition and configuration of congressional districts in this state shall prohibit a member who is serving a term on August 28, 2011, from completing his or her term.]~~

EXPLANATION — Matter enclosed in bold-faced brackets ~~thus~~ in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

12 **2. (1) In lieu of a student representative appointed to the board of curators as**
13 **provided in section 172.035, one curator appointed as provided in this section may be a**
14 **full-time student of the university appointed as provided in this subsection.**

15 **(2) Before January 1, 2025, the enrolled students from each of the four campuses**
16 **of the University of Missouri shall vote to determine whether to fill the next board**
17 **vacancy occurring on and after January 1, 2025, with a student curator appointed as**
18 **provided in this subsection instead of a student representative appointed as provided in**
19 **section 172.035. If a majority of the enrolled students on each campus approve the**
20 **appointment of a student curator, the governor shall fill the next vacancy caused by the**
21 **expiration of a curator's term as provided in this subsection. If a majority of the**
22 **enrolled students on any of the four campuses oppose the appointment of a student**
23 **curator as provided in this subsection, no student shall be a curator and the governor**
24 **shall appoint a student representative as provided in section 172.035.**

25 **(3) Each campus of the University of Missouri shall conduct a vote of the**
26 **campus's enrolled students every ten years after the initial vote held as provided in this**
27 **subsection to determine whether to have a student curator as provided in this**
28 **subsection. If a majority of the enrolled students on each campus fail to approve the**
29 **appointment of a student curator as provided in this subsection in any subsequent vote,**
30 **any existing student curator shall serve until such student curator's term expires and**
31 **the governor shall appoint a student representative as provided in section 172.035.**

32 **(4) Any student curator appointed as provided in this subsection shall meet or**
33 **exceed all qualifications of the student representative as provided in section 172.035.**

34 **(5) Any student curator appointed as provided in this subsection shall exercise**
35 **and be responsible for all powers and duties vested in a curator as provided in Article**
36 **IX, Section 9(a) of the Constitution of Missouri and this chapter.**

37 **(6) No more than one student shall serve as a curator at any one time as provided**
38 **in this section.**

39 **(7) Appointments made as provided in this subsection shall be made in rotation**
40 **from each of the four campuses of the University of Missouri, beginning with a student**
41 **from the Columbia campus, next from the Rolla campus, next from the Kansas City**
42 **campus, and then from the St. Louis campus.**

172.035. 1. Unless the university votes to have a student curator as provided in
2 subsection 2 of section 172.030, the governor shall, by and with the advice and consent of
3 the senate, appoint a student representative to the board of curators of the University of
4 Missouri, who shall attend all meetings and participate in all deliberations of the board. Such
5 student representative shall not have the right to vote on any matter before the board.

6 2. Such student representative shall be a full-time student at the university as defined
7 by the board, selected from a panel of three names submitted to the governor by the student
8 government presidents of the campuses of the university, a citizen of the United States, and a
9 resident of the state of Missouri. No person ~~[may]~~ **shall** be appointed who is not actually
10 enrolled during the term of such person's appointment as a student at the University of
11 Missouri.

12 3. The term of the student representative shall be two years~~[-except that the person~~
13 ~~first appointed shall serve until January 1, 1986].~~

14 4. If a vacancy occurs for any reason in the position of student representative, the
15 governor shall appoint a replacement who meets the qualifications set forth in subsection 2 of
16 this section and who shall serve until the student representative's successor is appointed and
17 qualified.

18 5. If the student representative ceases to be a student at the University of Missouri, or
19 a resident of the state of Missouri, or fails to follow the board's attendance policy, the student
20 representative's position shall at once become vacant, unless such absence is caused by
21 sickness or some accident preventing such representative's arrival at the time and place
22 appointed for the meeting.

23 6. The student representative shall receive the same reimbursement for expenses as
24 other members of the board of curators receive pursuant to section 172.040.

25 7. Appointments made under this section shall be made in rotation from each of the
26 four campuses of the University of Missouri, beginning with a student from the Columbia
27 campus, next from the Rolla campus, next from the Kansas City campus, and then from the
28 St. Louis campus.

29 8. Unless alternative arrangements for payment have been made and agreed to by the
30 student and the university, the student representative shall have paid all student and tuition
31 fees due prior to such appointment and shall pay all future student and tuition fees during the
32 term of office when such fees are due.

33 **9. No student representative shall be appointed as provided in this section during**
34 **the term of any student curator appointed to the board as provided in subsection 2 of**
35 **section 172.030.**

174.050. 1. The board of regents for each college shall be composed of seven
2 members, six of whom shall reside in the district in which the college for which they are
3 appointed regents is situated, and at least one member of each board shall be a resident of the
4 county in which the college for such district is located. The state commissioner of education
5 shall be an ex officio member of each of ~~[said]~~ **such** boards.

6 **2. (1) In lieu of a student representative appointed as provided in section**
7 **174.055 to each board of each educational institution referred to in section 174.020, one**

8 regent of each educational institution appointed as provided in this section may be a
9 full-time student of the educational institution appointed as provided in this subsection.

10 (2) Before January 1, 2025, the enrolled students from each of such educational
11 institutions shall vote to determine whether to fill the next vacancy on such educational
12 institution's board of regents occurring on or after January 1, 2025, with a student
13 regent appointed as provided in this subsection instead of a student representative
14 appointed as provided in section 174.055. If a majority of an educational institution's
15 enrolled students approve the appointment of a student regent as provided in this
16 subsection, the governor shall fill the next vacancy on such educational institution's
17 board caused by the expiration of a regent's term as provided in this subsection. If a
18 majority of an educational institution's enrolled students oppose the appointment of a
19 student regent as provided in this subsection, no student shall be a regent on such
20 educational institution's board and the governor shall appoint a student representative
21 as provided in section 174.055.

22 (3) Each educational institution shall conduct a vote of the educational
23 institution's enrolled students every ten years after the initial vote held as provided in
24 this subsection to determine whether to have a student regent as provided in this
25 subsection. If a majority of the educational institution's enrolled students fail to
26 approve the appointment of a student regent as provided in this subsection in any
27 subsequent vote, any existing student regent shall serve until such student regent's term
28 expires and the governor shall appoint a student representative as provided in section
29 174.055.

30 (4) Any student regent appointed as provided in this subsection shall meet or
31 exceed all qualifications of the student representative as provided in section 174.055.

32 (5) Any student regent appointed as provided in this subsection shall exercise
33 and be responsible for all powers and duties vested in a regent as provided in this
34 chapter.

35 (6) No more than one student shall serve as a regent at any one time as provided
36 in this section.

174.055. 1. Unless the educational institution votes to have a student regent as
2 provided in subsection 2 of section 174.050, the governor shall, by and with the advice and
3 consent of the senate, appoint a student representative to the board of regents or governors of
4 each educational institution referred to in section 174.020 who shall attend all meetings and
5 participate in all deliberations of the board. Such student representative shall not have the
6 right to vote on any matter before the board.

7 2. Such student representative shall be a full-time student at the institution as defined
8 by the board, selected from a panel of three names submitted to the governor by the student

9 government president, a citizen of the United States, and a resident of the state of Missouri.
10 No person may be appointed who is not actually enrolled during the term of such person's
11 appointment as a student at the institution.

12 3. The term of the student representative shall be two years~~[-except that the person~~
13 ~~first appointed shall serve until January 1, 1986].~~

14 4. If a vacancy occurs for any reason in the position of student representative, the
15 governor shall appoint a replacement who meets the qualifications set forth in subsection 2 of
16 this section and who shall serve until such representative's successor is appointed and
17 qualified.

18 5. If the student representative ceases to be a student at the institution, or a resident of
19 the state of Missouri, or fails to follow the board's attendance policy, the student
20 representative's position shall at once become vacant, unless the student representative's
21 absence is caused by sickness or some accident preventing the student representative's arrival
22 at the time and place appointed for the meeting.

23 6. The student representative shall receive the same reimbursement for expenses as
24 other members of the board of regents receive pursuant to section 174.100.

25 7. Unless alternative arrangements for payment have been made and agreed to by the
26 student and the educational institution, the student representative shall have paid all student
27 and tuition fees due prior to such appointment and shall pay all future student and tuition fees
28 during the term of office when such fees are due.

29 **8. No student representative shall be appointed as provided in this section during**
30 **the term of any student regent or governor appointed to the board as provided in this**
31 **chapter.**

174.060. Every two years during a regular session of the general assembly, the
2 governor shall, by and with the advice and consent of the senate, appoint two regents for each
3 college, and whenever a vacancy occurs in either of ~~[said]~~ **such** boards by death, resignation,
4 removal from the district or by operation of law or otherwise, the governor shall, in a like
5 manner immediately appoint some competent person to fill such vacancy, and communicate
6 ~~[his]~~ **such** action thereon to the senate at the next session of the general assembly thereafter.
7 The person so appointed shall hold ~~[his]~~ office subject to the confirmation of the senate, for
8 the unexpired term; provided, that not more than three of ~~[said]~~ **such** board, excluding the
9 state commissioner of education, shall belong to the same political party. Of each board of
10 regents, at least one member shall be a full-time student of the college over which the board
11 has governance **and shall be appointed as provided in section 174.050 or 174.055, as**
12 **applicable.** ~~[The student regent, while attending the meetings of the board, shall receive his~~
13 ~~actual expenses, which shall be paid out of the university's ordinary revenue.]~~

174.300. 1. [~~Prior to October 17, 1978;~~] The governor shall, with the advice and consent of the senate, appoint a six-member board of regents to assume the general control and management of Harris-Stowe College. The members of the board shall serve for terms of six years each, except for the members first appointed, two of whom shall serve two-year terms, two of whom shall serve four-year terms, and two of whom shall serve six-year terms. Not more than three of the regents shall be affiliated with any one political party. **One member of the board of regents may be a student regent appointed as provided in subsection 3 of this section.**

2. On and after August 28, 2005, Harris-Stowe State College shall be known as Harris-Stowe State University, and the provisions contained in subsection 1 of this section shall continue to apply to the institution.

3. (1) In lieu of a student representative appointed as provided in section 174.055 to each board of each educational institution referred to in section 174.020, one member of the board of regents appointed as provided in subsection 1 of this section may be a full-time student of Harris-Stowe State University appointed as provided in this section.

(2) Before January 1, 2025, the enrolled students from Harris-Stowe State University shall vote to determine whether to fill the next vacancy on such university's board of regents occurring on or after January 1, 2025, with a student regent appointed as provided in this subsection instead of a student representative appointed as provided in section 174.055. If a majority of the university's enrolled students approve the appointment of a student regent as provided in this subsection, the governor shall fill the next vacancy on such university's board caused by the expiration of a regent's term as provided in this subsection. If a majority of the university's enrolled students oppose the appointment of a student regent as provided in this subsection, no student shall be a regent on such university's board and the governor shall appoint a student representative as provided in section 174.055.

(3) Harris-Stowe State University shall conduct a vote of the university's enrolled students every ten years after the initial vote held as provided in this subsection to determine whether to have a student regent as provided in this subsection. If a majority of the university's enrolled students fail to approve the appointment of a student regent as provided in this subsection in any subsequent vote, any existing student regent shall serve until such student regent's term expires and the governor shall appoint a student representative as provided in section 174.055.

(4) Any student regent appointed as provided in this subsection shall meet or exceed all qualifications of the student representative as provided in section 174.055.

37 **(5) Any student regent appointed as provided in this subsection shall exercise**
38 **and be responsible for all powers and duties vested in a regent as provided in this**
39 **chapter.**

40 **(6) No more than one student shall serve as a regent at any one time as provided**
41 **in this section.**

174.332. 1. Notwithstanding the provisions of section 174.050 to the contrary, the
2 board of regents of Northwest Missouri State University shall be composed of nine members,
3 eight of whom shall be voting members and one who shall be a nonvoting member, **or nine**
4 **voting members if the university votes to have a student regent as provided in subsection**
5 **5 of this section.** Not more than four voting members shall belong to any one political party.
6 Not more than two voting members shall be residents of the same county. ~~[The appointed~~
7 ~~members of the board serving on August 28, 2008, shall continue to serve until the expiration~~
8 ~~of the terms for which the appointed members were appointed and until such time a successor~~
9 ~~is duly appointed.]~~

10 2. The board of regents shall be appointed as follows:

11 (1) Six voting members shall be residents of the university's historic statutory service
12 region, provided at least one member shall be a resident of Nodaway County. For the sole
13 purpose of determining the composition of the board of regents, the university's historic
14 statutory service region shall consist of the counties of Atchison, Andrew, Caldwell, Carroll,
15 Clay, Clinton, Daviess, DeKalb, Gentry, Grundy, Harrison, Holt, Livingston, Mercer,
16 Nodaway, Ray, and Worth;

17 (2) Two voting members shall be residents of a county in the state that is outside the
18 university's historic statutory service region, as described in subdivision (1) of this subsection,
19 provided these two members shall not be appointed from the same congressional district; and

20 (3) **Unless the university votes to have a student regent as provided in subsection**
21 **5 of this section,** one nonvoting member shall be a full-time student of the university, a
22 United States citizen, and a resident of Missouri.

23 3. A majority of the voting members of the board shall constitute a quorum for the
24 transaction of business; however, no appropriation of money nor any contract that shall
25 require any appropriation or disbursement of money shall be made, nor teacher employed or
26 dismissed, unless a majority of the voting members of the board vote for the same.

27 4. Except as specifically provided in this section, the appointments and terms of
28 office for the voting and nonvoting members of the board, and all other duties and
29 responsibilities of the board, shall comply with the provisions of state law regarding boards of
30 regents.

31 **5. (1) In lieu of a nonvoting student member appointed as provided in**
32 **subsections 1 and 2 of this section, one regent of the university appointed as provided in**

33 this section may be a full-time student of the university appointed as provided in this
34 subsection.

35 (2) Before January 1, 2025, the enrolled students from such university shall vote
36 to determine whether to fill the next vacancy on such university's board of regents
37 occurring on or after January 1, 2025, with a student regent appointed as provided in
38 this subsection instead of a nonvoting student member appointed as provided in
39 subsections 1 and 2 of this section. If a majority of the university's enrolled students
40 approve the appointment of a student regent as provided in this subsection, the
41 governor shall fill the next vacancy on such university's board caused by the expiration
42 of a regent's term as provided in this subsection. If a majority of the university's
43 enrolled students oppose the appointment of a student regent as provided in this
44 subsection, no student shall be a regent on such university's board and the governor
45 shall appoint a nonvoting student member as provided in subsections 1 and 2 of this
46 section.

47 (3) The university shall conduct a vote of the university's enrolled students every
48 ten years after the initial vote held as provided in this subsection to determine whether
49 to have a student regent as provided in this subsection. If a majority of the university's
50 enrolled students fail to approve the appointment of a student regent as provided in this
51 subsection in any subsequent vote, any existing student regent shall serve until such
52 student regent's term expires and the governor shall appoint a nonvoting student
53 member as provided in subsections 1 and 2 of this section.

54 (4) Any student regent appointed as provided in this subsection shall meet or
55 exceed all qualifications of the student representative as provided in section 174.055.

56 (5) Any student regent appointed as provided in this subsection shall exercise
57 and be responsible for all powers and duties vested in a regent as provided in this
58 chapter.

59 (6) No more than one student shall serve as a regent at any one time as provided
60 in this section.

174.450. 1. Except as provided in subsections 2, 6, and 7 of this section, the
2 governing ~~board~~ boards of the University of Central Missouri, Missouri State University,
3 Missouri Southern State University, Missouri Western State University, and of each other
4 public institution of higher education ~~which~~ that, through the procedures established in
5 subdivision (8) or (9) of section 173.030, is charged with a statewide mission shall be a board
6 of governors consisting of eight members, composed of seven voting members and one
7 nonvoting member as provided in sections 174.453 and 174.455, **or eight voting members if**
8 **an educational institution votes to have a student member of its board of governors as**
9 **provided in subsection 8 of this section**, who shall be appointed by the governor of

10 Missouri, by and with the advice and consent of the senate. No person shall be appointed a
11 voting member who is not a citizen of the United States and who has not been a resident of
12 the state of Missouri for at least two years immediately prior to such appointment. Not more
13 than four voting members shall belong to any one political party. The appointed members of
14 the board of regents serving on the date of the statutory mission change shall become
15 members of the board of governors on the effective date of the statutory mission change and
16 serve until the expiration of the terms for which such members were appointed. The board of
17 regents of any such institution shall be abolished on the effective date of the statutory mission
18 change, as prescribed in subdivision (8) or (9) of section 173.030.

19 2. The governing board of Missouri State University, a public institution of higher
20 education charged with a statewide mission in public affairs, shall be a board of governors of
21 ten members, composed of nine voting members and one nonvoting member, **or ten voting**
22 **members if the university votes to have a student member of the board of governors as**
23 **provided in subsection 8 of this section**, who shall be appointed by the governor, by and
24 with the advice and consent of the senate. The nonvoting member shall be a student selected
25 in the same manner as prescribed in section 174.055. At least one but no more than two
26 voting members shall be appointed to the board from each congressional district, and every
27 member of the board shall be a citizen of the United States, and a resident of this state for at
28 least two years prior to the member's appointment. No more than five voting members shall
29 belong to any one political party. The term of office of the governors shall be six years,
30 except as provided in this subsection. The term of office for those appointed hereafter shall
31 end January first in years ending in an odd number.

32 3. If a voting member of the board of governors of Missouri State University is found
33 by unanimous vote of the other governors to have moved such governor's residence from the
34 district from which such governor was appointed, then the office of such governor shall be
35 forfeited and considered vacant.

36 4. Should the total number of Missouri congressional districts be altered, all members
37 of the board of governors of Missouri State University shall be allowed to serve the remainder
38 of the term for which such members were appointed.

39 5. Should the boundaries of any congressional districts be altered in a manner that
40 displaces a member of the board of governors of Missouri State University from the
41 congressional district from which the member was appointed, the member shall be allowed to
42 serve the remainder of the term for which the member was appointed.

43 6. The governing board of Missouri Southern State University shall be a board of
44 governors consisting of nine members, composed of eight voting members and one nonvoting
45 member as provided in sections 174.453 and 174.455, **or nine voting members if the**
46 **university votes to have a student member of the board of governors as provided in**

47 **subsection 8 of this section**, who shall be appointed by the governor of Missouri, by and with
48 the advice and consent of the senate. No person shall be appointed a voting member who is
49 not a citizen of the United States and who has not been a resident of the state of Missouri for
50 at least two years immediately prior to such appointment. Not more than four voting
51 members shall belong to any one political party.

52 7. The governing board of Northwest Missouri State University shall be a board of
53 regents as provided in section 174.332.

54 8. (1) **In lieu of a nonvoting student member appointed as provided in**
55 **subsection 1, 2, or 6 of this section, one member of the board of governors of an**
56 **educational institution appointed as provided in this section may be a full-time student**
57 **of the educational institution appointed as provided in this subsection.**

58 (2) **Before January 1, 2025, the enrolled students from such educational**
59 **institution shall vote to determine whether to fill the next vacancy on such educational**
60 **institution's board of governors occurring on or after January 1, 2025, with a student**
61 **governor on the board of governors appointed as provided in this subsection instead of a**
62 **nonvoting student member appointed as provided in subsection 1, 2, or 6 of this section.**
63 **If a majority of the educational institution's enrolled students approve the appointment**
64 **of a student governor on the board of governors as provided in this subsection, the**
65 **governor of Missouri shall fill the next vacancy on such educational institution's board**
66 **caused by the expiration of a member's term as provided in this subsection. If a**
67 **majority of the educational institution's enrolled students oppose the appointment of a**
68 **student member of the board of governors as provided in this subsection, no student**
69 **shall be a governor on such educational institution's board and the governor of Missouri**
70 **shall appoint a nonvoting student member as provided in subsection 1, 2, or 6 of this**
71 **section.**

72 (3) **The educational institution shall conduct a vote of the educational**
73 **institution's enrolled students every ten years after the initial vote held as provided in**
74 **this subsection to determine whether to have a student member of the board of**
75 **governors as provided in this subsection. If a majority of the educational institution's**
76 **enrolled students fail to approve the appointment of a student member of the board of**
77 **governors as provided in this subsection in any subsequent vote, any existing student**
78 **governor shall serve until such student governor's term expires and the governor of**
79 **Missouri shall appoint a nonvoting student member as provided in subsection 1, 2, or 6**
80 **of this section.**

81 (4) **Any student member of the board of governors appointed as provided in this**
82 **subsection shall meet or exceed all qualifications of the student representative as**
83 **provided in section 174.055.**

84 **(5) Any student member of the board of governors appointed as provided in this**
85 **subsection shall exercise and be responsible for all powers and duties vested in a**
86 **member of the board of governors as provided in this chapter.**

87 **(6) No more than one student shall serve as a member of the board of governors**
88 **at any one time as provided in this subsection.**

174.453. 1. Except as provided in section 174.450 and in subsection 6 of this section,
2 the board of governors shall be appointed as follows:

3 (1) Five voting members shall be selected from the counties comprising the
4 institution's historic statutory service region as described in section 174.010, except that no
5 more than two members shall be appointed from any one county with a population of less
6 than two hundred thousand inhabitants;

7 (2) Two voting members shall be selected from any of the counties in the state which
8 are outside of the institution's historic service region; and

9 (3) One nonvoting member who is a student shall be selected in the same manner as
10 prescribed in section 174.055 **unless the educational institution votes to have a student**
11 **member of the board of governors as provided in subsection 8 of section 174.450.**

12 2. The term of service of the governors shall be as follows:

13 (1) The voting members shall be appointed for terms of six years; and

14 (2) The nonvoting student member shall serve a two-year term **unless the**
15 **educational institution votes to have a student member of the board of governors as**
16 **provided in subsection 8 of section 174.450.**

17 3. ~~Members of any board of governors selected pursuant to this section and in office~~
18 ~~on May 13, 1999, shall serve the remainder of their unexpired terms.~~

19 4.] Notwithstanding the provisions of subsection 1 of this section, the board of
20 governors of Missouri Southern State University shall be appointed as follows:

21 (1) Six voting members shall be selected from any of the following counties: Barton,
22 Jasper, Newton, McDonald, Dade, Lawrence, and Barry provided that no more than three of
23 these six members shall be appointed from any one county;

24 (2) Two voting members shall be selected from any of the counties in the state which
25 are outside of the counties articulated in subdivision (1) of this subsection; **and**

26 (3) One nonvoting member who is a student shall be selected in the same manner as
27 prescribed in section 174.055]; ~~and~~

28 ~~(4) The provisions of subdivisions (1) and (2) of this subsection shall only apply to~~
29 ~~board members first appointed after August 28, 2004]~~ **unless the university votes to have a**
30 **student member of the board of governors as provided in subsection 8 of section**
31 **174.450.**

32 ~~[5-]~~ 4. Notwithstanding the provisions of subsection 1 of this section, the board of
33 governors of Missouri Western State University shall be composed of eight members
34 appointed as follows:

35 (1) Five voting members shall be selected from any of the following counties:
36 Buchanan, Platte, Clinton, Andrew, and DeKalb;

37 (2) **Two voting members shall be selected from any of the counties in the state**
38 **that are outside of the counties articulated in subdivision (1) of this subsection; and**

39 (3) One nonvoting member who is a student shall be selected in the same manner as
40 prescribed in section 174.055~~]; and~~

41 ~~(3) The provisions of subdivisions (1) and (2) of this subsection shall only apply to~~
42 ~~board members first appointed after August 28, 2005]~~ **unless the university votes to have a**
43 **student member of the board of governors as provided in subsection 8 of section**
44 **174.450.**

45 ~~[6-]~~ 5. (1) Notwithstanding the provisions of subsection 1 of this section to the
46 contrary, the board of governors of Southeast Missouri State University shall be appointed as
47 follows:

48 (a) Two voting members shall be selected from any of the following counties: Butler,
49 Dunklin, Mississippi, New Madrid, Pemiscot, Scott, or Stoddard;

50 (b) Two voting members shall be selected from any of the following counties:
51 Bollinger, Cape Girardeau, Madison, Perry, Ste. Genevieve, or St. Francois;

52 (c) Two voting members shall be selected from any of the following counties or areas:
53 Franklin, Jefferson, Lincoln, St. Charles, St. Louis, St. Louis City, or Warren;

54 (d) One voting member shall be selected from one of the counties in the state; and

55 (e) One nonvoting member who is a student shall be selected in the same manner as
56 provided in section 174.055 **unless the university votes to have a student member of the**
57 **board of governors as provided in subsection 8 of section 174.450.**

58 (2) The provisions of paragraphs (a) to (c) of subdivision (1) of this subsection shall
59 only apply to board members first appointed after August 28, 2021.

174.610. 1. The governing board of ~~the~~ Truman State University shall be a board of
2 governors consisting of ten members, composed of seven voting members and three
3 nonvoting members as provided in section 174.620, **or eight voting members and two**
4 **nonvoting members as provided in section 174.620 if the university votes to have a**
5 **student member of the board of governors as provided in subsection 2 of this section,**
6 who shall be appointed by the governor of Missouri, by and with the advice and consent of
7 the senate. No person shall be appointed a voting governor who is not a citizen of the United
8 States and who has not been a resident of the state of Missouri for at least two years
9 immediately prior to such person's appointment. Not more than four voting governors shall

10 belong to any one political party. [~~The appointed members of the board of regents serving on~~
11 ~~January 1, 1986, shall become members of the board of governors on January 1, 1986, and~~
12 ~~serve until the expiration of the terms for which they were appointed.~~]

13 **2. (1) In lieu of a nonvoting student member appointed as provided in section**
14 **174.620, one member of the board of governors of the university appointed as provided**
15 **in section 174.620 may be a full-time student of the university appointed as provided in**
16 **this subsection.**

17 **(2) Before January 1, 2025, the enrolled students from such university shall vote**
18 **to determine whether to fill the next vacancy on such university's board of governors**
19 **occurring on or after January 1, 2025, with a student governor on the board of**
20 **governors appointed as provided in this subsection instead of a nonvoting student**
21 **member appointed as provided in section 174.620. If a majority of the university's**
22 **enrolled students approve the appointment of a student governor on the board of**
23 **governors as provided in this subsection, the governor of Missouri shall fill the next**
24 **vacancy on such university's board caused by the expiration of a member's term as**
25 **provided in this subsection. If a majority of the university's enrolled students oppose**
26 **the appointment of a student member of the board of governors as provided in this**
27 **subsection, no student shall be a governor on such university's board and the governor**
28 **of Missouri shall appoint a nonvoting student member as provided in section 174.620.**

29 **(3) The university shall conduct a vote of the university's enrolled students every**
30 **ten years after the initial vote held as provided in this subsection to determine whether**
31 **to have a student member of the board of governors as provided in this subsection. If a**
32 **majority of the university's enrolled students fail to approve the appointment of a**
33 **student member of the board of governors as provided in this subsection in any**
34 **subsequent vote, any existing student governor shall serve until such student governor's**
35 **term expires and the governor of Missouri shall appoint a nonvoting student member as**
36 **provided in section 174.620.**

37 **(4) Any student member of the board of governors appointed as provided in this**
38 **subsection shall meet or exceed all qualifications of the student representative as**
39 **provided in section 174.055.**

40 **(5) Any student member of the board of governors appointed as provided in this**
41 **subsection shall exercise and be responsible for all powers and duties vested in a**
42 **member of the board of governors as provided in this chapter.**

43 **(6) No more than one student shall serve as a member of the board of governors**
44 **at any one time as provided in this section.**

174.620. 1. The board of governors shall be appointed as follows:

2 (1) Four voting members from the counties of Adair, Audrain, Boone, Callaway,
3 Chariton, Clark, Howard, Knox, Lewis, Lincoln, Linn, Marion, Macon, Monroe,
4 Montgomery, Pike, Putnam, Ralls, Randolph, St. Charles, Schuyler, Scotland, Shelby,
5 Sullivan, and Warren, provided that not more than one member shall be appointed from the
6 same county;

7 (2) Three voting members from any of the seven college districts as contained in
8 section 174.010, provided that no more than one member shall be appointed from the same
9 congressional district;

10 (3) Two nonvoting members whose residence is other than the state of Missouri and
11 who are knowledgeable of the educational mission of liberal arts institutions; and

12 (4) One nonvoting member who is a student **unless the university votes to have a**
13 **student member of the board of governors as provided in subsection 2 of section**
14 **174.610**. Such student representative shall attend all meetings and participate in all
15 deliberations of the board. Such student representative shall not have the right to vote on any
16 matter before the board, but shall have all other powers and duties of section 174.055, and
17 shall also meet the qualifications of section 174.055.

18 2. The term of service of the governors shall be as follows:

19 (1) The voting members shall be appointed for terms of six years; except, that of the
20 voting members first appointed, two shall serve for terms of two years, two for terms of four
21 years, and three for terms of six years;

22 (2) The nonvoting members who are not students shall be appointed for terms of six
23 years; except, that of the nonvoting members first appointed, one shall serve for a term of
24 three years, and one shall serve a term of six years; and

25 (3) The nonvoting student member shall serve a two-year term as provided in section
26 174.055 **unless the university votes to have a student member of the board of governors**
27 **as provided in subsection 2 of section 174.610**.

28 3. The governors, both voting and nonvoting, while attending the meetings of the
29 board shall receive their actual and necessary expenses, which shall be paid out of the
30 ordinary revenues of the university. Vacancies in terms of office caused by death, resignation
31 or removal shall be filled in the manner provided by law for such vacancies on the board of
32 curators of the University of Missouri.

175.020. 1. The board of curators of Lincoln University of Missouri shall hereafter
2 consist of nine members who shall be appointed by the governor, by and with the advice and
3 consent of the senate. No person shall be appointed a curator who shall not be a citizen of the
4 United States and who shall not have been a resident of the state of Missouri two years next
5 prior to ~~his or her~~ **such** appointment. Not more than five curators shall belong to any one
6 political party.

7 **2. (1) In lieu of a nonvoting student representative appointed as provided in**
8 **section 175.021, one member of the board of curators appointed as provided in**
9 **subsection 1 of this section may be a full-time student of Lincoln University appointed as**
10 **provided in this subsection.**

11 **(2) Before January 1, 2025, the enrolled students from Lincoln University shall**
12 **vote to determine whether to fill the next vacancy on the university's board of curators**
13 **occurring on or after January 1, 2025, with a student curator appointed as provided in**
14 **this subsection instead of a nonvoting student representative appointed as provided in**
15 **section 175.021. If a majority of the university's enrolled students approve the**
16 **appointment of a student curator as provided in this subsection, the governor shall fill**
17 **the next vacancy on the university's board caused by the expiration of a member's term**
18 **as provided in this subsection. If a majority of the university's enrolled students oppose**
19 **the appointment of a student curator as provided in this subsection, no student shall be**
20 **a curator on the university's board and the governor shall appoint a nonvoting student**
21 **representative as provided in section 175.021.**

22 **(3) Lincoln University shall conduct a vote of the university's enrolled students**
23 **every ten years after the initial vote held as provided in this subsection to determine**
24 **whether to have a student curator as provided in this subsection. If a majority of the**
25 **university's enrolled students fail to approve the appointment of a student curator as**
26 **provided in this subsection in any subsequent vote, any existing student curator shall**
27 **serve until such student curator's term expires and the governor shall appoint a**
28 **nonvoting student representative as provided in section 175.021.**

29 **(4) Any student curator appointed as provided in this subsection shall meet or**
30 **exceed all qualifications of the student representative as provided in section 174.055.**

31 **(5) Any student curator appointed as provided in this subsection shall exercise**
32 **and be responsible for all powers and duties vested in a member of the board of curators**
33 **as provided in this chapter.**

34 **(6) No more than one student shall serve as a member of the board of curators at**
35 **any one time as provided in this section.**

175.021. 1. **Unless Lincoln University votes to have a student curator as**
2 **provided in subsection 2 of section 175.021, the governor shall, by and with the advice and**
3 **consent of the senate, appoint a student representative to the board of curators of Lincoln**
4 **University, who shall attend all meetings and participate in all deliberations of the board.**
5 **Such student representative shall not have the right to vote on any matter before the board.**

6 **2. Such student representative shall be a full-time student at the university as defined**
7 **by the board, selected from a panel of three names submitted to the governor by the student**
8 **government association of the university, a citizen of the United States, and a resident of the**

9 state of Missouri. No person may be appointed who is not actually enrolled during the term
10 of ~~[his or her]~~ **such** appointment as a student at the university.

11 3. The term of the student representative shall be two years~~[, except that the person~~
12 ~~first appointed shall serve until January 1, 1989].~~

13 4. If a vacancy occurs for any reason in the position of student representative, the
14 governor shall appoint a replacement who meets the qualifications set forth in subsection 2 of
15 this section and who shall serve until ~~[his or her]~~ a successor is appointed and qualified.

16 5. If the student representative ceases to be a student at the university, or a resident of
17 the state of Missouri, or fails to attend any regularly called meeting of the board of which the
18 representative has due notice, the position shall at once become vacant, unless the absence is
19 caused by sickness or some accident preventing the representative's arrival at the time and
20 place appointed for the meeting.

21 6. The student representative shall receive the same reimbursement for expenses as
22 other members of the board of curators receive pursuant to section 175.030.

23 7. Unless alternative arrangements for payment have been made and agreed to by the
24 student and the university, the student representative shall have paid all student and tuition
25 fees due prior to such appointment and shall pay all future student and tuition fees during the
26 term of office when such fees are due.

27 **8. No student representative shall be appointed as provided in this section during**
28 **the term of any student curator appointed to the board as provided in subsection 2 of**
29 **section 175.020.**

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